0 2 2005 FARM PTO-1083 Ail Stop: Amendment ommissioner for Patents P.O. Box 1450 Alexandria, VA 22313-1450

Docket No.: 5005.1016

Date: November 30, 2005

F	n re application of: Serial No.: Filed: For:	Joerg BEWERSDORF et al. 10/037,538 01/04/2002 INTERFERENCE MICROSCOPE, AND METHOD FOR OPERATING AN INTERFERENCE	
	 Sir:	. MICROSCOPE	
		a Supplemental Amendment and Response to Office Action/Response to Notice of Non- nt (8 pages) in the above-identified application.	
г	1 Small ontity status under 37 C F.P. 1.9 and 1.27 has been proviously established		

Small entity status under 37 C.F.R. 1.9 and 1.27 has been previously established. Applicants assert small entity status under 37 C.F.R. 1.9 and 1.27. [X] No fee for additional claims is required. [] A filing fee for additional claims calculated as shown below, is required:

	(Col. 1)	(Col. 2)	_
FOR:	REMAINING	HIGHEST	
	AFTER	PREVIOUSLY	PRESENT
	AMENDMENT	PAID FOR	EXTRA
TOTAL CLAIMS	* Minus	20 =	0
INDEP. CLAIMS		3 =	2
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TOTAL: \$	<u>OR</u>	TOTAL: \$

- If the entry in Co. 1 is less than the entry in Col. 2, write "0" in Col. 3.
- If the "Highest Number Previously Paid For" IN THIS SPACE is less than 20, write "20" in this space.
- \*\*\* If the "Highest Number Previously Paid For" IN THIS SPACE is less than 3, write "3" in this space.

[]	Also transmitted herewith are:  [ ] Petition for extension under 37 C.F.R. 1.136  [ ] Other:
[]	Check(s) in the amount of \$0.00 is/are attached to cover: [ ] Filing fee for additional claims under 37 C.F.R. 1.16 [ ] Petition fee for extension under 37 C.F.R. 1.136 [ ] Other:

- The Assistant Commissioner is hereby authorized to charge payment of the following fees associated with this [X] communication or credit any overpayment to Deposit Account No. 50-0552.
  - Any filing fee under 37 C.F.R. 1.16 for the presentation of additional claims which are not paid by [X] check submitted herewith.
  - Any patent application processing fees under 37 C.F.R. 1.17.

[X] Any petition fees for extension under 37 C.F.R. 1.136 which are not paid by check submitted herewith, and it is hereby requested that this be a petition for an automatic extension of time under 37 CFR 1.136.

> Wanda-Erik R. Swanson, Reg. No. 40,833 DAVIDSON, DAVIDSON & KAPPEL, LLC 485 Seventh Avenue, 14th Floor

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I hereby certify that the documents referred to as attached therein and/or fee are being deposited with the United States Postal Service as "first class mail" with sufficient postage in an envelope addressed to "Commissioner for Patents, P.O. Box 1450, Alexandria, VA 2234+450" on 14 5 0 P.O. Box 1450, Alexandria, V

DAVIDSON, DAVIDSON

Oliver Platz



Appl. No. 10/037,538
Resp. Dated November 30, 2005
Suppl. Reply to Office Action of August 5, 2005/Resp.
to Notice of Non-Compliant Amendment dated November 16, 2005

## IN THE UNITED STATES PATENT & TRADEMARK OFFICE

Re: Application of:

Joerg BEWERSDORF et al.

Serial No.:

10/037,538

Confirmation No.: 7277

Filed:

January 4, 2002

For:

INTERFERENCE MICROSCOPE, AND

METHOD FOR OPERATING AN INTERFERENCE MICROSCOPE

Art Unit:

2872

Examiner:

Thong Q. Nguyen

Customer No.:

23280

Commissioner for Patents P.O. Box 1450 Alexandria, VA 22313-1450

November 30, 2005

## SUPPLEMENTAL AMENDMENT AND RESPONSE TO OFFICE ACTION/ RESPONSE TO NOTICE OF NON-COMPLIANT AMENDMENT

Sir:

In response to the Notice of Non-Compliant Amendment (37 CFR 1.121) dated November 16, 2005, applicants hereby submit the attached corrected "Amendments to the Claims" section. In response to the office action dated August 5, 2005 received in the above-identified application, applicants hereby respectfully request reconsideration of the application based on the following amendments and on the amendments and remarks previously filed on November 7, 2005.